# IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

| SRI INTERNATIONAL, INC.,         | )                          |
|----------------------------------|----------------------------|
| a California Corporation,        | )                          |
| -                                | )                          |
| Plaintiff and                    | ,<br>)                     |
| Counterclaim-Defendant,          | )                          |
|                                  | )                          |
| v.                               | ) C. A. No.: 04-1199 (SLR) |
|                                  | )                          |
| INTERNET SECURITY SYSTEMS, INC., | )                          |
| a Delaware Corporation,          | )                          |
| INTERNET SECURITY SYSTEMS, INC., | )                          |
| a Georgia Corporation, and       | )                          |
| SYMANTEC CORPORATION,            | )                          |
| a Delaware Corporation,          | )                          |
| _                                | )                          |
| Defendants and                   | )                          |
| Counterclaim-Plaintiffs.         |                            |

CDI INTERNIATIONIAI INC

# INTERNET SECURITY SYSTEMS, INC., a Delaware Corporation, INTERNET SECURITY SYSTEMS, INC., a Georgia Corporation, AND SYMANTEC CORPORATION'S NOTICE OF DEPOSITION OF DAVID GUTELIUS

PLEASE TAKE NOTICE that pursuant to Rule 30 of the Federal Rules of Civil Procedure, Defendants and Counterclaim-Plaintiffs Internet Security Systems, Inc., a Delaware corporation ("ISS-DE"), Internet Security Systems, Inc., a Georgia corporation ("ISS-GA"), and Symantec Corporation ("Symantec"), through its undersigned counsel, will take the deposition, by oral examination, of David P. Gutelius, commencing at 1:00 p.m. on January 20, 2006 at the offices of Day Casebeer Madrid & Batchelder LLP, 20300 Stevens Creek Boulevard, Suite 400, Cupertino, CA 95014.

The above noticed deposition shall be recorded by stenographic and videographic means before a notary public or other officer authorized by law to administer oaths, and will continue from day to day until completed, weekends and holidays excepted, with adjournments as to time and place as may be necessary. Some or all of the deposition

testimony may involve real-time computer connection between the deposition taker and court reporter using software such as "LiveNote."

Dated: January 17, 2006

#### /s/ David E. Moore

Richard L. Horwitz (#2246) David E. Moore (#3983) Potter Anderson & Corroon LLP Hercules Plaza, 6<sup>th</sup> Floor 1313 N. Market Street P.O. Box 951 Wilmington, DE 19899 Tel: (302) 984-6000

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## OF COUNSEL:

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## **CERTIFICATE OF SERVICE**

I hereby certify that on the 17<sup>th</sup> day of January, 2006, I electronically filed the foregoing document, INTERNET SECURITY SYSTEMS, INC., a Delaware Corporation, INTERNET SECURITY SYSTEMS, INC., a Georgia Corporation, AND SYMANTEC CORPORATION'S NOTICE OF DEPOSITION OF DAVID GUTELIUS, with the Clerk of the Court using CM/ECF which will send notification of such filing to the following:

John F. Horvath, Esq. Fish & Richardson, P.C. 919 North Market Street, Suite 1100 Wilmington, DE 19801 Richard L. Horwitz, Esq. David E. Moore, Esq. Potter Anderson & Corroon LLP Hercules Plaza 1313 North Market Street, 6<sup>th</sup> Floor Wilmington, DE 19801

Additionally, I hereby certify that on the 17<sup>th</sup> day of January, 2006, the foregoing document was served via email on the following non-registered participants:

Howard G. Pollack, Esq. Michael J. Curley, Esq. Fish & Richardson 500 Arguello Street, Suite 500 Redwood City, CA 94063 Holmes Hawkins, III, Esq. King & Spalding 191 Peachtree Street, N.E. Atlanta, GA 30303-1763

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